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PTO/SB/21 (09-04)

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| <b>TRANSMITTAL FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number     | 10/815,778       |
|   | Filing Date            | April 2, 2004    |
|   | First Named Inventor   | Vunjak-Novakovic |
|   | Art Unit               | 3738             |
|   | Examiner Name          |                  |
| Total Number of Pages in This Submission  | Attorney Docket Number | X-9408           |

| ENCLOSURES (Check all that apply)   |  |   |
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| <input type="checkbox"/> Fee Transmittal Form                             | <input type="checkbox"/> Drawing(s)  | <input type="checkbox"/> After Allowance Communication to TC                            |
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| <input type="checkbox"/> Amendment/Reply                                  | <input type="checkbox"/> Petition  | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final                                      | <input type="checkbox"/> Petition to Convert to a Provisional Application    | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                        | <input type="checkbox"/> Power of Attorney, Revocation                       | <input type="checkbox"/> Status Letter  |
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| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <b>Remarks</b><br>Information Disclosure Statement cover sheet and reference |   |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |                  |          |        |
|--|------------------|----------|--------|
| Firm Name                                  | Gipple & Hale    |          |        |
| Signature                                  |                  |          |        |
| Printed name                               | John S. Hale     |          |        |
| Date                                       | February 2, 2006 | Reg. No. | 25,209 |

| CERTIFICATE OF TRANSMISSION/MAILING   |  |      |  |
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

VUNJAK-NOVAKOVIC

Serial No.: 10/815,778

Filed: April 2, 2004

For: CARTILAGE IMPLANT ASSEMBLY  
AND METHOD FOR IMPLANTATION

Examiner \_\_\_\_\_

Art Unit 3738

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. 1.97**

Please find enclosed Form PTO/SB/08B and copy of the reference noted.

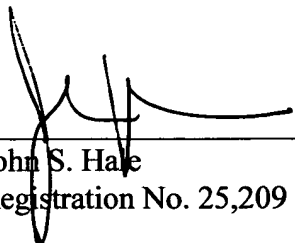
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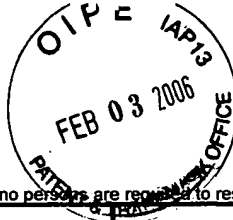
If you have any questions, please do not hesitate to call upon the undersigned.

Respectfully submitted,

GIPPLE & HALE

  
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| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(Use as many sheets as necessary) |      | <b>Complete if Known</b> |                  |
|   |      | Application Number       | 10/815,778       |
|   |      | Filing Date              | April 2, 2004    |
|   |      | First Named Inventor     | Vunjak-Novakovic |
|   |      | Art Unit                 | 3738             |
|   |      | Examiner Name            |                  |
| Sheet 1   | of 1 | Attorney Docket Number   | X-9408           |

| NON PATENT LITERATURE DOCUMENTS |                       |   |                |
|---------------------------------|-----------------------|---|----------------|
| Examiner Initials*              | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|                                 | 1                     | Peretti, M.D., Giuseppe M.; Randolph, Mark A.; Villa, Mark T.; Buragas, Michele S.; Yaremchuk, M.D., Michael J.,  |                |
|                                 |                       | "Cell-Based Tissue-Engineered Allogeneic Implant for Cartilage Repair", Tissue Engineering (Oct., 2000), pp. 567-576, Vol. 6, No. 5, Mary Ann Liebert, Inc.   |                |
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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